

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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SUPERB MOTORS INC., TEAM AUTO SALES LLC,  
ROBERT ANTHONY URRUTIA, 189 SUNRISE  
HWY AUTO LLC, NORTSHORE MOTOR  
LEASING, LLC, BRIAN CHABRIER, individually and  
derivatively as a member of NORTSHORE MOTOR  
(ST)  
LEASING, LLC, JOSHUA AARONSON, individually  
and derivatively as a member of 189 SUNRISE HWY  
AUTO, LLC, JORY BARON, 1581 HYLAN BLVD  
AUTO LLC, 1580 HYLAN BLVD AUTO LLC, 1591  
HYLAN BLVD AUTO LLC, 1632 HYLAN BLVD  
AUTO LLC, 1239 HYLAN BLVD AUTO LLC, 2519  
HYLAN BLVD AUTO LLC, 76 FISK STREET  
REALTY LLC, 446 ROUTE 23 AUTO LLC and  
ISLAND AUTO MANAGEMENT, LLC,

Case No.: 2:23-cv-6188 (OEM)

**DECLARATION OF**  
**ARIEL E. RONNEBURGER**  
**IN OPPOSITION TO**  
**PLAINTIFFS' CROSS**  
**MOTION FOR LEAVE**  
**TO AMEND**

Plaintiffs,

-against-

ANTHONY DEO, SARAH DEO, HARRY  
THOMASSON, DWIGHT BLANKENSHIP, MARC  
MERCKLING, MICHAEL LAURIE, THOMAS  
JONES, CPA, CAR BUYERS NYC INC., GOLD  
COAST CARS OF SYOSSET LLC, GOLD COAST  
CARS OF SUNRISE LLC, GOLD COAST MOTORS  
AUTOMOTIVE GROUP LLC, GOLD COAST  
MOTORS OF LIC LLC, GOLD COAST MOTORS OF  
ROSLYN LLC, GOLD COAST MOTORS OF  
SMITHTOWN LLC, UEA PREMIER MOTORS  
CORP., DLA CAPITAL PARTNERS INC., JONES,  
LITTLE & CO., CPA'S LLP, FLUSHING BANK,  
LIBERTAS FUNDING LLC, and JPMORGAN CHASE  
BANK, NA

Defendants.

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ARIEL E. RONNEBURGER, declares, pursuant to 28 U.S.C. § 1746, as follows:

1. I am an attorney-at-law and am a member of the firm of Cullen and Dykman LLP, attorneys for defendant Flushing Bank (the “Bank”) in the above-entitled action. I am admitted to practice before this Court.

2. I submit this declaration in opposition to plaintiffs Superb Motors Inc., Team Auto Sales LLC, Robert Anthony Urrutia, 189 Sunrise Hwy Auto LLC, Northshore Motor Leasing, LLC, Brian Chabrier, *individually and derivatively as a member of* Northshore Motor Leasing, LLC, Joshua Aaronson, *individually and derivatively as a member of* 189 Sunrise Hwy Auto, LLC, Jory Baron, 1581 Hyland Blvd Auto LLC, 1580 Hylan Blvd Auto LLC, 1591 Hylan Blvd Auto LLC, 1632 Hylan Blvd Auto LLC, 1239 Hylan Blvd Auto LLC, 2519 Hylan Blvd Auto LLC, 76 Fisk Street Realty LLC, 446 Route 23 Auto LLC and Island Auto Management, LLC’s (collectively “Plaintiffs”) motion for leave to amend the pleadings and file a proposed third amended complaint.

3. A copy of Flushing Bank’s Memorandum of Law in Support of its Motion to Dismiss dated November 13, 2023, is attached hereto as Exhibit A.

4. A copy of Flushing Bank’s Memorandum of Law in Further Support of its Motion to Dismiss the First Amended Complaint and in Opposition to Plaintiffs’ Cross-Motion to Amend their First Amended Complaint, dated March 11, 2024, is attached hereto as Exhibit B.

5. I declare, under penalty of perjury, that the foregoing is true and correct.  
Executed on this 30<sup>th</sup> day of April, 2024, at Uniondale, New York.

Dated: April 30, 2024  
Uniondale, New York

/s/ Ariel E. Ronneburger

Ariel E. Ronneburger